

Attorney Docket No. Le A 33 162

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1624
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: FITZGERALD, et al

Application No.: 09/869,668

Group No.: 1624

Filed: 01/02/02

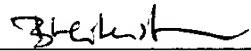
Examiner: PATEL, Sudhaker B.

For: Use of Substituted 4-Biarylbutyric and 5-Biarylpentanoic Acid Derivatives as Matrix
Metalloprotease Inhibitors for the Treatment of Respiratory Diseases

CERTIFICATION OF MAILING UNDER 37 C.F.R. 1.8(a)

I hereby certify that this correspondence and any papers referred to as attached are being deposited, on the date shown below, with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: November 21, 2003


Tilman Breitenstein

RECEIVED

Assistant Commissioner for Patents
Washington, D.C. 22313

NOV 26 2003

TECH CENTER 1600/2900

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT BEFORE MAILING DATE OF EITHER A FINAL ACTION OR NOTICE OF ALLOWANCE (37 C.F.R. § 1.97(c))

TIME OF TRANSMITTAL OF ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

1. The information disclosure statement transmitted herewith is being filed **after** three months of the filing date of this national application or the date of entry of the national stage as set forth in Section 1.491 in an international application or after the mailing date of the first Office action on the merits, whichever event occurred last but **before** the mailing date of either
 - (1) a final action under section 1.113 or
 - (2) a notice of allowance under section 1.311whichever occurs first.

FEE

2. Accompanying this transmittal is the fee for submission of an information disclosure statement under § 1.97(c). (\$180.00)

11/25/2003 SSANDARA 00000006 133372 09869668
180.00 DA



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FEE PAYMENT

3. Applicant elects the option to pay the fee set forth in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under § 1.97(c) (\$180.00).

Fee due \$ 180.00

METHOD OF PAYMENT OF FEE

4. Please charge Account No. 13-3372 in the amount of \$ 180.00. The Commissioner is also authorized to charge any fees that may have been overlooked but that are required to Deposit Account 13-3372. Additionally, please credit any overpayment to the same account.

Respectfully submitted,

William F. Gray

William F. Gray
Attorney for Applicant(s)
Bayer Corporation
400 Morgan Lane
West Haven, CT 06516

Reg. No. 31018
Telephone: (203) 812-2712
Date: November 21, 2003

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Serial No.
09/869,668Group Art Unit
1624Filing Date
01/02/02Atty. Docket No.
Le A 33 162

INFORMATION DISCLOSURE CITATION

Applicant(s)
FITZGERALD, et al

U.S. PATENT DOCUMENTS

*		DOCUMENT NO.								DATE MM/DD/YY	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	U1	5	8	6	1	4	2	8	01/19/99	KLUENDER				
	U2	5	8	8	6	0	2	4	03/23/99	KLUENDER				
	U3	5	8	8	6	0	4	3	03/23/99	KLUENDER				
	U4	5	8	5	4	2	7	7	12/29/98	KLUENDER				
	U5	5	8	6	1	4	2	7	01/19/99	KLUENDER			RECEIVED	
	U6	5	8	8	6	0	2	2	03/23/99	KLUENDER				NOV 26 2003
	U7	5	8	7	4	4	7	3	02/23/99	KLUENDER				TECH CENTER 1600/2900
	U8	5	8	5	9	0	4	7	01/12/99	KLUENDER				
	U9	5	7	8	9	4	3	4	08/04/98	KLUENDER				
	U10	6	1	6	6	0	8	2	12/26/00	KLUENDER				

FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.								DATE DD/MM/YY	COUNTRY	PRIMARY CLASS	SUB- CLASS	TRANSLATION		
															YES	NO

EXAMINER

DATE CONSIDERED

* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)		

EXAMINER	DATE CONSIDERED
* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	